

**BEFORE THE HON'BLE COURT OF ENQUIRY COMMISSIONER AND SPECIAL
JUDGE, THIRUVANANTHAPURAM**



FIRST INFORMATION REPORT

(Under Section 154 Cr. P. C)

1. District : Kollam
Police Station : Vigilance & Anti-Corruption Bureau, Kollam Unit.
Year : 2017
FIR NO : VC -04/2017/KLM
Date : 16-08-2017
2. Act : IPC section : U/s 403, 406, 409, 417, 420, 465, 467, 468, 471 & 477- A of IPC
Act : PC Act sections : U/s.13(1)(d) r/w 13(2) of PC Act 1988
3. (a) Occurrence of Offence :
Day : Date from : 2008 Date to : 2016
Time Period : Time from : Time to :
(b) Information Received at Police Station: Date : 16-08-2017 Time : 17.00 Hrs
(c) General Diary Reference Entry No(s): 10 Time : 17.00 Hrs
4. Type of Information : **Written Complaint** Written
5. Place of Occurrence : **Krishi Bhavan, Anchal, Kollam.**
(a) Direction & Distance from PS : **Towards East, Approx. 35 Kms**
(b) Address : **Krishi Bhavan, Anchal, Kollam**
(c) In case outside limit of this
Police Station, then the Name of PS : N.A
6. Complainant / Informant :-
(a) Name : 1.Sri.Zakhir Hussain, S/o.Abdul, kottavila House, Thazhamel muri, Anchal.
2. Smt. K.R.Lalitha kumary, W/o. T.R.Raveendran Nair, Kaleelilveedu, Eram, Thadikkadu, Anchal.
(Former Presidents of Anchal Grama Panchayath)
(b) Father's/Husband's Name :
(c) Date/Year of Birth :
(d) Nationality : Indian
(e) Passport No. : Date of issue Place of issue
(f) Occupation :
(g) Address :



Received
15/8/2017

7. Details of known / suspected / unknown accused with full particulars:

- (i) Sarath chandran.C, S/o Chandrasekharan pillai, Chandra vilasom, Podiyattu vila, Arakkal village, Punalur. (Facilitator, Anapuzhakkal, water shead Project, Krishi Bhavan, Anchal.)

8. Reasons for delay in reporting by the complainant/informant :

9. Particulars of properties stolen / involved : NA

10. Total value of properties stolen / involved : Thirty Lakhs

11. Inquest Report / U.D. Case No. if any : NA

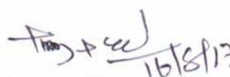
12. First Information contents :

The case is that, the accused Sri Sarath chandran. C, the facilitator of Anapuzhakkal Watershed Project of Anchal Grama Panchayath, by abusing his official position as a public servant during the period from 2008 to 2016, dishonestly misappropriated the Government fund to the tune of Rupees 30 lakhs by forging the signatures of Presidents of Anchal Grama Panchayath and Agricultural Officers of Anchal Krishi Bhavan, who were then holding the posts of chairman of water shed committee and ex-officio convener of the project respectively in the cheques and illegally used them as genuine and encashed the said amount through the account No. 13320 of Anchal Co-operative society by creating a duplicate pass book and thereby committed criminal breach of trust and criminal misconduct without any public interest by cheating the Government. Thus, the accused committed the offences U/s.13(2) r/w 13(1)(d) of PC Act,1988 and Sec. 403, 406, 409, 417, 420, 465, 467, 468, 471 & 477- A of IPC .

13. Action taken since the above report reveals commission of offence (s) U/s as mentioned at item No.2 registered the case and took up investigation / directed Sri. Aljabar A, Inspector of Police to take up the investigation / refused investigation / transferred to Police Station on point of Jurisdiction.

FIR read over to the complainant / informant, admitted to be correctly recorded and a copy is given to the complainant / informant free of cost.

14. Signature/Thumb impression
of complainant/informant


Name : Asoka Kumar .K
Rank : Deputy Superintendent of Police,
Vigilance & Anti-Corruption Bureau,
Kollam Unit.

15. Date & Time of dispatch to the court: Date : 17/08/2017 Time : 08.30 Hrs

FIRST INFORMATION STATEMENT

Sri. Zakhir Hussain & Smt. K.R.Lalitha Kumary, who were the Former Presidents of Anchal Grama Panchayath jointly filed a petition before the Deputy supdt of police, VACB, Kollam unit alleging misappropriation of the Government fund to the tune of Rupees Thirty lakhs during the period from 2008 to 2016 by forging the signatures of Presidents of Anchal Grama Panchayath, who were then holding the posts of Chairman of Anapuzhakkal Watershed Committee and Agricultural Officers of Anchal Krishi Bhavan, the ex-officio Convener of this project.

Based on the petition a preliminary enquiry was conducted by Sri. V.R. Ravikumar, Inspector of police of this unit and recommended for a Quick Verification. Accordingly a Quick Verification was ordered by Deputy Supdt. of Police VACB Kollam and it was conducted by Sri. A. Prateep Kumar, Inspector of police of this unit and recommended to register a vigilance case. Accordingly, the Director Vigilance & Anti Corruption Bureau vide order No. E1-QV39/16/KLM/AGRI/22623/17 dated 02-08-2017, accorded sanction to register a vigilance case against Sri. Sarath chandran , S/o Chandrasekharan pillai, Chandra vilasom, Podiyattu vila, Arakkal village, Punalur, the Facilitator of the Anapuzhakkal Watershed Project U/s. 13(1)(d) r/w 13(2) of PC Act 1988 & Sec. 403, 406, 409, 417, 420, 465, 467, 468, 471 & 477A of IPC .The following facts were revealed in the Quick Verification.

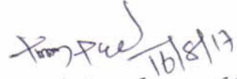
The Anapuzhakkal Watershed Project was implemented under the Western Ghat Development Programme (WGDP) initiated by the Government of Kerala. The Western Ghat Districts, Taluks and Panchayaths in the state were identified as per GO(MS) No.43/2002/PLG dated 05-10-2002. The Panchayaths viz. Anchal, Alayamon and Edamulackal jointly allocated Rupees 69,72,906 for the implementation of the project. The Panchayaths were responsible for convening the Watershed Grama Sabha, the General Body of the residents of watershed as well as the farmers who owned land within the watershed area. An account for the project was opened at Anchal Service Co-Operative Bank on 19-12-2009 (A/c No.13320) jointly by the chairman (Panchayath President) and Convener (Agriculture Officer). The meeting of the Watershed committee was held on 14-02-2010 and recommended to appoint Sri. Sarath Chandran, the accused as the Facilitator of the project for assisting the Agricultural Officer, who is the Implementing Officer of this project which was approved by the Anchal Panchayath committee held on 09-04-2010.

After completion of the Project, the Government directed to remit the unspent amount related to this project in the treasury on October 2016. In connection with this the Agricultural Officer Smt. Raji directed the Facilitator of the project to obtain a bank statement to ascertain the balance amount. Accordingly, the Facilitator produced a duplicate pass book carrying a balance amount of Rs. 18,29,722/- as on 05-09-2016. But in the Bank statement collected by the Agricultural Officer from the bank, the balance in

the account as on 05-09-2016 was Rs.1517/- and as on 12-10-2016 was Rs. 651517/- only. On cross verification with the Bank Pass Book produced by the facilitator, the Agricultural officer found misappropriation of government money. It was revealed that the Facilitator withdrew Rs. 58,51,085/- by using forged cheques and he deposited Rs.14,37,576/- to the bank account No.13320. The Quick verification revealed that the Facilitator committed criminal misappropriation of government money to the tune of Rs. 44,13,509/- during the period from 2010 to 2016 by withdrawing money by using cheques with forged signatures of the Presidents of Grama Panchayath Anchal and the Agricultural Officers of Krishi Bhavan, Anchal. The Enquiry officer has recommended to inquire into the role of other officials who might have colluded with the Facilitator in the commission of the offence.

In connection with the implementation of Anapuzhakkal Watershed Project of Anchal Grama Panchayath, during the period from 2008 to 2016, the accused Sri Sarath chandran. C, who was the Facilitator of said Project, dishonestly and fraudulently misappropriated the Government fund to the tune of Rs.30 lakhs by forging the signatures of Presidents of Anchal Grama Panchayath and Agricultural Officers of Anchal Krishi Bhavan, who were then holding the posts of Chairman of Watershed committee and ex-officio Convener of the project respectively and illegally using them as genuine, encashed the said amount through the account No. 13320 of Anchal Co-operative society by creating a duplicate passbook and committed criminal breach of trust and criminal misconduct without any public interest by cheating the Government. In view of the above facts and circumstances, the allegations raised by the complainant in his petition prima facie found to be genuine and cognizable under the Prevention of corruption Act, 1988. Accordingly, the Director, Vigilance & Anti Corruption Bureau, Thiruvananthapuram vide Order No. E1 (QV-39/16/KLM/AGRI) 22623/17 dated 02/08/2017 accorded sanction to register this case and hence this FIR.

Copy of Order No. E1 (QV-39/16/KLM/AGRI) 22623/17 dated 02/08/2017 of the Director, VACB, Thiruvananthapuram along with copy of a written complaint of Sri.Zakhir Hussain & Smt. K.R.Lalitha Kumary, Former Presidents of Anchal Grama Panchayath and copy of the Quick Verification Report are enclosed herewith.


Dy. Superintendent of Police,
Vigilance & Anti Corruption Bureau,
Kollam.